

## **EXHIBIT 13**

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July 20, 2007

**BY HAND**

Honorable Richard M. Berman  
United States District Court  
Southern District of New York  
500 Pearl Street, Room 650  
New York, New York 10007

Re: Great American Insurance Co. v. Martin L. Solomon, et al.,  
03-CV-6498 (S.D.N.Y.)

Dear Judge Berman:

We represent Great American Insurance Company ("Great American") the director and officer liability insurer who issued coverage to American Country Holdings, Inc. ("ACHI") under Policy Number DOL5741496 (the "Policy"). Great American has commenced the captioned Interpleader Action and has asked that Your Honor treat it as a related action to the securities action pending before Your Honor entitled *Kingsway Financial Inc. v. PriceWaterhouseCoopers, LLP, et al. No. 03-CV-5560 (RMB) (S.D.N.Y.)* (the "Securities Action"). Great American accepted the Securities Action as a Claim under the Policy under a reservation of rights and has been advancing Costs of Defense to the ACHI Directors and Officers who are named as Defendants in the Securities Action (the "Insured Defendants"). Presently, less than half of the Policy's Limit of Liability remains available for Costs of Defense and/or settlement of the Securities Action.

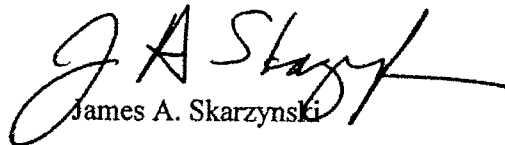
As Your Honor is aware, the parties and Great American have been engaging in settlement discussions over the past two years which discussions have not resulted in a settlement. As of today, more than half of Great American's Limit of Liability has been eroded by the advancement of Costs of Defense. Great American understands that all but one of the Insured Defendants agreed to a stay of the Securities Action to engage in settlement discussions, which stay expires on July 23, 2007. Great American cannot make a determination as to what amount of the remaining Limit of Liability is appropriate to settle out some but not all of the Individual Defendants without exposing itself to claims by the Individual Defendants. As such, Great American was compelled to file the attached Interpleader Action, which seeks the Court's intervention to make a determination as to a proper distribution of the remaining Policy proceeds.

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Having said the foregoing, Great American has designated the Interpleader Action as a Related Action in the hope that Your Honor accept assignment of the same. Great American does not want to unnecessarily add more litigation to Your Honor's docket. Great American requests that Your Honor invite the parties to the Interpleader Action, as well as the Plaintiffs in the Securities Action, to engage in a settlement mediation of the Securities Action. Great American remains optimistic that with the assistance of a skilled third-party, a settlement can be achieved .

Respectfully,

  
James A. Skarzynski

JAS:RS

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